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HUBR 1261-US (10404743)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Hofgen, et al.
Serial No. 10/826,136
Filed April 16, 2004
For 7-AZAINDOLES AND THE USE THEREOF AS
THERAPEUTIC AGENTS

September 20, 2004

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INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

U.S. 2004106641 A1 corresponds to WO 0234747.

U.S. 2002161025 A1; U.S. 2003207892 A1; U.S. 6,344,467 B1; U.S. 6,008,231 A, correspond to WO 9809946 A.

AU 748403 B2 corresponds to DE 198 18 964 A.

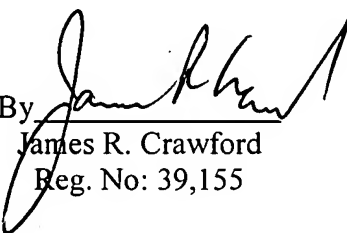
While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

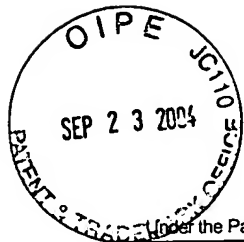
The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0624, under Order No. NY-HUBR-1261-US. A duplicate copy of this paper is enclosed.

Respectfully submitted

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Enclosures



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/826,136
				Filing Date	April 16, 2004
				First Named Inventor	Hofgen, et al.
				Art Unit	
				Examiner Name	
Sheet	1	of	2	Attorney Docket Number	NY-HUBR 1261-US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-2004-106641 A1	6/3/04		
	AB	US-2002-161025 A1	10/31/02		
	AC	US-2003-207892 A1	11/6/03		
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	AJ	US-6,251,923 B1	6/26/01		
	AK	US-2003-134876 A1	7/17/03		

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	AL	WO-02/34747 A	5/2/02	Polymeropoulos, et al.		
	AM	WO-98/09946 A	3/12/98	Asta Medica AG		
	AN	DE-198 18 964 A	11/4/99	Dresden Arzneimittel		
	AO	WO-96/11929 A	4/25/96	Smithkline Beecham PLC		
	AP	AU-748403 B2	6/6/02			

¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite		T ²
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